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PATENT
ATTORNEY DOCKET NO. 040894-5665

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TERMINAL DISCLAIMER
APPROVED

In re Application of:
Kenichi NISHIKAWA

Application No.: 09/867,758

Filed: May 31, 2001

For: SPARK PLUG

APR 03 2003

Group Art Unit TECHNOLOGY CENTER 2800
SPECIAL PROGRAM CENTER

Examiner: S. Leurig

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(by Attorney)

Re: Provisional Double-Patenting Rejection

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Honorable Commissioner of Patents
Washington, D.C. 20231

Sir:

The undersigned petitioner, an attorney of record, is hereby acting for the under-
named assignee who is the 100% owner of all rights, title and interests in and to the
above-noted patent application, and who hereby disclaims, except as provided below, the
terminal part of the statutory term of any patent granted on the subject patent application,
which would extend beyond the expiration date of the full statutory term defined in 35
U.S.C. §§ 154 to 156 and 173, as presently shortened (if at all) by any terminal disclaimer
filed prior to the grant of any patent(s) granted on copending Patent Application Nos.
09/867,759 and 09/794,151 filed on May 31, 2001 and February 28, 2001, respectively,
to which said assignee also has legal title. Petitioner hereby reserves the right to extend
the term of the patent, which issues on this patent application, for regulatory delay or
otherwise as the law allows. Petitioner hereby agrees that any patent so granted on the
subject application shall be enforceable only for and during such period that it and any
patent(s) granted from U.S. Patent Application Nos. 09/867,759 and 09/794,151 are
commonly owned. This agreement runs with any patent granted on the subject patent
application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of
any patent granted on the subject application that would extend to the expiration date of
the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of any patent(s)
granted from U.S. Patent Application Nos. 09/867,759 and 09/794,151, as presently
shortened by any terminal disclaimer filed prior to the patent(s) grant, in the event that
any such granted patent(s): later expires for failure to pay a maintenance fee, is held

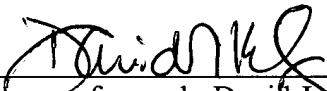
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unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer filed prior to its grant.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The required Terminal Disclaimer fee (\$110.00) should be charged to Deposit Account No. 50-0310.

NGK SPARK PLUG CO., LTD.

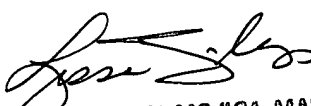
By 
Attorney of record: David J. Kenealy
Registration No. 40,411

Date: March 21, 2003

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LISSI MOJICA MARQUIS
SPECIAL PROGRAM EXAMINER
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